

#4/3
BILL NO. G-90-08-12

GENERAL ORDINANCE NO. G- 29-90

AN ORDINANCE amending the Thoroughfare
Plan of the City Comprehensive ("Master")
Plan by vacating an alley thereof.

WHEREAS, a petition to vacate a public alley within the
City of Fort Wayne (as more specifically described below)
was duly filed with the City Planning Commission; and

WHEREAS, said Commission duly held a public hearing
thereon; and

WHEREAS, said Commission has duly forwarded its
recommendation to this body approving said petition, all in
accordance with I.C. 36-7-4-512(2) and this body having held
a public hearing on said vacation as provided in I.C. 36-7-
4-12; and

WHEREAS, this body concurs in the recommendation of the
City Planning Commission.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF
THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the petition filed herein to vacate a
public alley within the City of Fort Wayne, more
specifically described as follows, to-wit:

Following is a legal description for a portion of
a 12.5 foot wide alley to be vacated. The South
10.5 feet of said alley situated in Fairview Place
Addition and the North 2.0 feet of said alley
situated in Monument Place Addition, All by metes
and bounds described as follows to-wit:

Commence on the North line of Lot 7 in said Fairview
Place Addition at a point situated 12.0 feet West of
the Northeast corner thereof; thence West along the
North line of Lots 7, 6 and 5 and the Westerly
projection thereof, a distance of 118.0 feet plat
(117.0 feet actual) to the East line of Lot 4 in said
Addition; thence North along the East line of said Lot
4 and its projection thereof, a distance of 12.5 feet
to the South line of Lot 4 in Monument Place Addition;
thence East along the South line of Lots 4, 5 and 6 in
said Addition, a distance of 117.0 feet to a point
situated 12.0 feet West of the East line of Lot 7 in
Fairview Place Addition produced North; thence South a
distance of 12.5 feet to the point of beginning.

#443
1 and which vacating amends the Thoroughfare Plan of the City
2 Comprehensive ("Master") Plan and is hereby approved in all
3 respects.

4 SECTION 2. That this Ordinance shall be in full force
5 and effect from and after its passage, any and all necessary
6 approval by the Mayor.

7 Janet G. Bradbury
8 COUNCILMEMBER

9 APPROVED AS TO FORM AND LEGALITY:

10 J. Timothy McCaulay
11 J. TIMOTHY MCCAULAY, CITY ATTORNEY

12 ** Public hearing to be held on Tuesday,
13 the 11th day of December, 1990,
14 in the Council Chambers.

15 Sandra E. Kennedy
16 Sandra E. Kennedy, City Clerk
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Read the first time in full and on motion by Bradbury, seconded by Delano, and duly adopted, read the second time by title and referred to the Committee on Legislation (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Common Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on _____, the _____, day of _____, 19____, at _____ o'clock _____ M., E.S.T.

DATED: 8-14-90

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Bradbury, seconded by Henry, and duly adopted, placed on its passage. PASSED ~~Lost~~ by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
<u>TOTAL VOTES</u>	<u>8</u>	<u> </u>	<u> </u>	<u>1</u>
<u>BRADBURY</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>BURNS</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>EDMONDS</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>GIAQUINTA</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>HENRY</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>LONG</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>REDD</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>SCHMIDT</u>	<u> </u>	<u> </u>	<u> </u>	<u>✓</u>
<u>TALARICO</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>

DATED: 12-11-90.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL) (ZONING MAP) ORDINANCE RESOLUTION NO. G-29-90 on the 11th day of December, 1990

ATTEST:

(SEAL)

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Charles B. Reed
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 12th day of December, 1990, at the hour of 2:00 o'clock P. M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 13th day of December, 1990, at the hour of 2:15 o'clock P. M., E.S.T.

Paul Helmke
PAUL HELMKE, MAYOR

RECEIPT

No 7332

COMMUNITY DEVELOPMENT & PLANNING

FT. WAYNE, IND., 7/12 1990

RECEIVED FROM Phil Burt \$ 100.00
 THE SUM OF One Hundred & 00/100 DOLLARS
 ON ACCOUNT OF Vacate on Ambulance

PAID BY: CASH ☒ CHECK ☐ M.O. ☐ 6542

[Signature]
 AUTHORIZED SIGNATURE

Date Filed: July 11, 1990

Vacation Petition

I/We FAHMCO, INC., by J. Philip Burt, Attorney
(Applicant's Name or Names)

PETITION TO VACATE Alley
(Street, Alley, Utility Easement, Plat,
Other)

TO: THE CITY PLAN COMMISSION
CITY OF FORT WAYNE, INDIANA

The undersigned petitioner(s), ~~we~~ (does) hereby respectfully
petition the Fort Wayne City Plan Commission to vacate the
following Alley with the City of Fort
Wayne, Indiana, and hereby described as follows:

shown on survey prepared by Hofer and Davis dated June 22, 1989
and attached hereto and made a part hereof.

(Legal Description of property being vacated) If additional
space is needed use reverse side.)

In support thereof, your petitioner(s) would represent as
follows:

(List reasons for requesting vacation.)

1. Alley has been part of parking lot for many years.
2. To allow construction of a Utility Building on vacated land
and adjoining land on north.

(If additional space is needed use reverse side.)

Your petitioner(s) file this petition pursuant to the authority
granted in Indiana Code, and provisions of local ordinance, in
order to complete the vacation as described.

WHEREFORE, your petitioner(s) pray that the above described
alley be vacated according to the provisions
of the Indiana Law pertaining thereto.

DATED THIS 11 DAY OF July 19 90

FAHMCO, Inc.
Adjacent Property Owner
Typed Name
520 Tennessee Avenue
Fort Wayne, Indiana 46805
Address Zip
J. Philip Burt
Signature Attorney

Dulin, Ward & DeWald, Inc.
Adjacent Property Owner
Typed Name
1610 Spy Run Avenue
Fort Wayne, Indiana 46805
Address Zip
J. Philip Burt
Signature Attorney

Legal Description of Property:

Survey attached

Additional Reasons for Vacation Request:

1. That they are the only owners of real estate bordering both sides of the alley.
2. That the alley is not necessary as ingress or egress to other properties whatsoever.
3. That said alley is unopened and unimproved.
4. That no person, firm, or corporation is interested in or affected by the requested vacation.
5. That the maintenance of said alley is not necessary or advantageous to the growth of the City of Fort Wayne, and that it would be to the best interest of the City and the citizens thereof.

Owners of Adjacent Property:

<u>FAHMC0, Inc.</u>	<u>Dulin, Ward & DeWald, Inc.</u>	<u>J. Philip Burt</u>
<u>520 Tennessee Avenue</u>	<u>1610 Spy Run Avenue</u>	<u>J. Philip Burt</u>
<u>Fort Wayne, IN 46805</u>	<u>Fort Wayne, IN 46805</u>	
Adjacent Property Owners TYPED Name	Address/Zip	Signature

NOTICE:

FILING OF THIS APPLICATION GRANTS THE CITY OF FORT WAYNE PERMISSION TO POST "OFFICIAL NOTICE" ON THE PETITIONED PROPERTY.

FAILURE TO POST, OR TO MAINTAIN POSTING CAN PREVENT THE PUBLIC HEARING FROM BEING HELD.

This form is to be filed in duplicate.

AGENT:

J.P. Burt
Name J. Philip Burt
1000 Standard Federal Plaza
Street Address
Fort Wayne, Indiana 46802
City/State/Zip
(219) 426-1300
Phone

50

155.31 716

108.5

42

42

42

MONUMENT

13

3

FORMER
SANDCO
STA
FLOOR
756.41

39

4

756.1

FLOOR
759.05

5

PLACE

41

6

7

ADD

124

31.5

7.5

756.4

70.5

41

58

4

575

FA. 2 VIEW

3

140

40

40

28

12

5

6

7

PLACE

ADD

7

AVE.

SPY RUN AVE.

TENNESSEE

HOFFER AND DAVIS, INC.

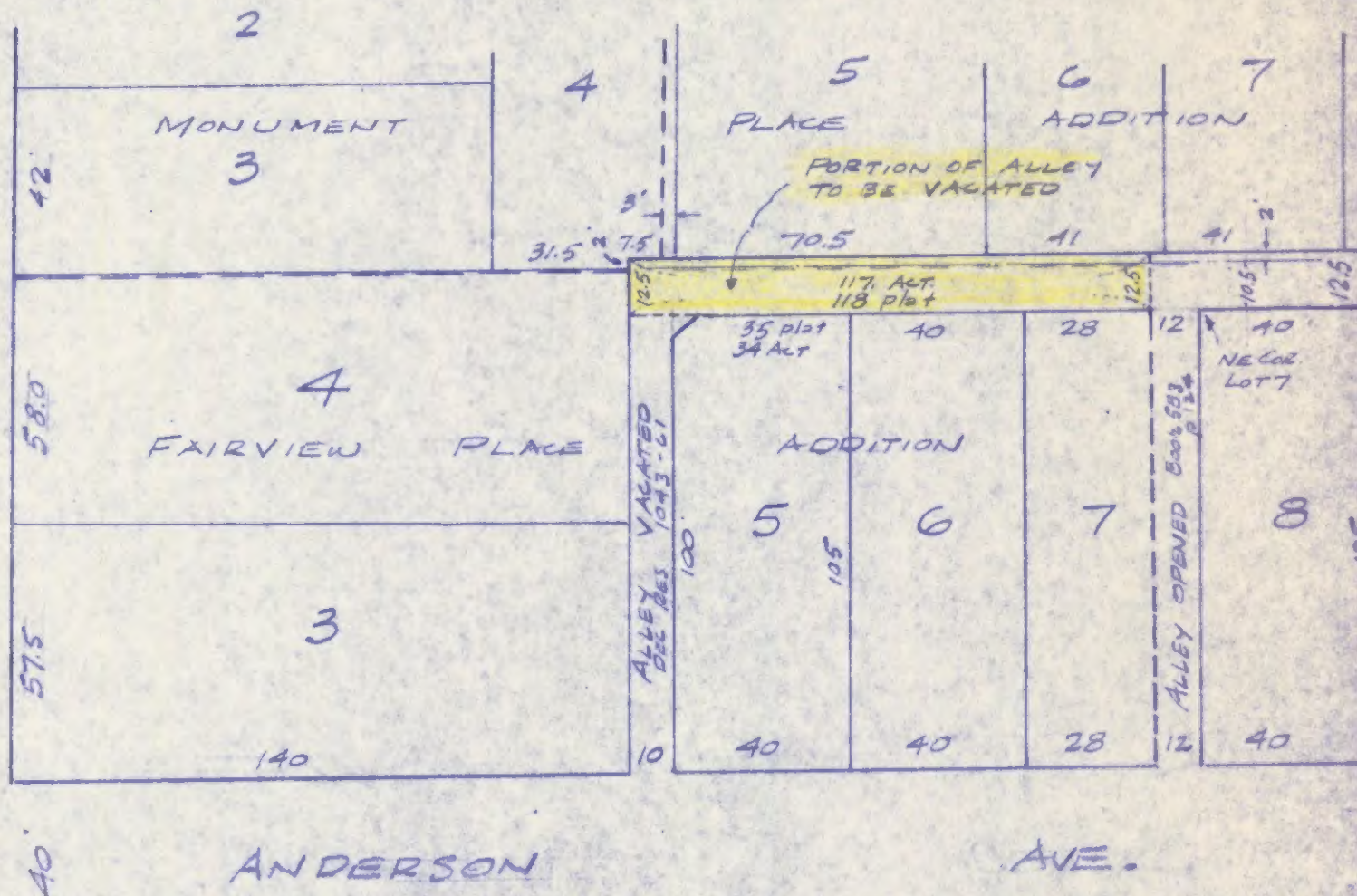
NUMBER

**CIVIL ENGINEERS & LAND SURVEYORS
FORT WAYNE, INDIANA**

MICHAEL W. DAVIS
L.S. No. 880030

40 Scale

DESCRIPTION OF PROPERTY Lot No. SEE BELOW



SUBJECT TO an Easement over and upon said public alley to be vacated for all the existing utilities located thereon.



IN WITNESS WHEREOF, I place my hand and

seal, this 31st day of JULY, 1990.

Wm S. Davis

RESOLUTION

WHEREAS, FAHMCO, INC., and DULIN, WARD & DEWALD, INC., have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following alley situated in Fort Wayne, Allen County, to-wit:

Following is a legal description for a portion of a 12.5 foot wide alley to be vacated. The South 10.5 feet of said alley situated in Fairview Place Addition and the North 2.0 feet of said alley situated in Monument Place Addition, All by metes and bounds described as follows to-wit:

Commence on the North line of Lot 7 in said Fairview Place Addition at a point situated 12.0 feet West of the Northeast corner thereof; thence West along the North line of Lots 7, 6 and 5 and the Westerly projection thereof, a distance of 118.0 feet plat (117.0 feet actual) to the East line of Lot 4 in said Addition; thence North along the East line of said Lot 4 and its projection thereof, a distance of 12.5 feet to the South line of Lot 4 in Monument Place Addition; thence East along the South line of Lots 4, 5 and 6 in said Addition, a distance of 117.0 feet to a point situated 12.0 feet West of the East line of Lot 7 in Fairview Place Addition produced North; thence South a distance of 12.5 feet to the point of beginning.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-12; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on August 20, 1990 at 7:00 P.M. and at such hearing there were no objections of any kind or character which should prevent the vacation of said dedicated alley.

WHEREAS, said vacation of dedicated alley has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated alley hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated alley hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said dedicated alley or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

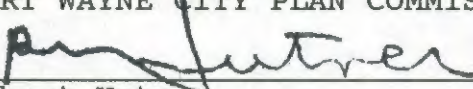
BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of said dedicated alley in Allen County, Indiana.

STATE OF INDIANA))
COUNTY OF ALLEN) SS:

I, Robert Hutner, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached is a full true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held August 27, 1990, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 30th DAY OF October 1990

FORT WAYNE CITY PLAN COMMISSION



Robert Hutner
Secretary

RESOLUTION 78-308-3

WHEREAS, FAHMCO, INC., and DULIN, WARD & DEWALD, INC., have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following alley situated in Fort Wayne, Allen County, to-wit:

Following is a legal description for a portion of a 12.5 foot wide alley to be vacated. The South 10.5 feet of said alley situated in Fairview Place Addition and the North 2.0 feet of said alley situated in Monument Place Addition, All by metes and bounds described as follows to-wit:

Commence on the North line of Lot 7 in said Fairview Place Addition at a point situated 12.0 feet West of the Northeast corner thereof; thence West along the North line of Lots 7, 6 and 5 and the Westerly projection thereof, a distance of 118.0 feet plat (117.0 feet actual) to the East line of Lot 4 in said Addition; thence North along the East line of said Lot 4 and its projection thereof, a distance of 12.5 feet to the South line of Lot 4 in Monument Place Addition; thence East along the South line of Lots 4, 5 and 6 in said Addition, a distance of 117.0 feet to a point situated 12.0 feet West of the East line of Lot 7 in Fairview Place Addition produced North; thence South a distance of 12.5 feet to the point of beginning.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-12; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of dedicated alley has been routed through the following departments: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Pubilc Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said dedicated alley hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said alley hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portion of public alley or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)

) SS:

COUNTY OF ALLEN)

I, Charles E. Layton, Director of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works at their meeting held

November 7, 1990 and as same appears of record in the official records of the Board of Public Works.

DATED THIS 7th DAY OF November 1990

FORT WAYNE BOARD OF PUBLIC WORKS



Charles E. Layton
Director of Public Works



Michael McAlexander
Director of Public Safety



Douglas M. Lehman
Director of Administration & Finance

ORIGINAL

ORIGINAL

DIGEST SHEET

Alley Vacation Ordinance

TITLE OF ORDINANCE

DEPARTMENT REQUESTING ORDINANCE

Land Use Management - C&ED

SYNOPSIS OF ORDINANCE

A 12.5' x 118' east/west alley North of Anderson Avenue;

South of Tennessee Avenue and East of Spy Run Avenue.

17-90-08-12

EFFECT OF PASSAGE

Property is presently dedicated right of way. Property would

be vacated and revert to the adjacent property owners.

EFFECT OF NON-PASSAGE

Property would remain a dedicated right of way.

MONEY INVOLVED (Direct Costs, Expenditures, Savings)

(ASSIGN TO COMMITTEE (J.N.))

Division of Community Development & Planning

BRIEF TITLE

Alley Vacation Ordinance

APPROVAL DEADLINE

REASON

DETAILS

Specific Location and/or Address

A 12.5' x 118' east-west alley north of Anderson Av; south of Tennessee Av and east of Spy Run Av.

Reason for Project

To allow for construction of a utility building.

Discussion (Including relationship to other Council actions)

20 August 1990 - Public Hearing

Phil Burt, attorney for petitioners appeared before the Commission. Mr. Burt stated that they had been working to save the property to the north (520 Tennessee Avenue) for historical reasons. He stated they have been working for over 1½ years and the alley vacation is part of the effort to preserve the property. He stated that they have no problem with the staff analysis and no problem with the conditions required by staff. He stated that they have met with and have been working with the Neighborhood Association in the area.

There was no one else present who wished to speak in favor of or in opposition to the proposed vacation.

27 August 1990 - Business Meeting

Motion was made and seconded to return the ordinance to the Common Council with a DO PASS recommendation.

Of the seven (7) members present, six (6) voted for the motion, one (1) did not vote.

POSITIONS

RECOMMENDATIONS

Sponsor	City Plan Commission
Area Affected	City Wide Other Areas
Applicants/ Proponents	Applicant(s) FAHMC Inc City Department Other
Opponents	Groups or Individuals Basis of Opposition
Staff Recommendation	<input checked="" type="checkbox"/> For <input type="checkbox"/> Against Reason Against
Board or Commission Recommendation	By <input checked="" type="checkbox"/> For <input type="checkbox"/> Against <input type="checkbox"/> No Action Taken <input type="checkbox"/> For with revisions to conditions (See Details column for condition
CITY COUNCIL ACTIONS (For Council use only)	<input type="checkbox"/> Pass <input type="checkbox"/> Other <input type="checkbox"/> Pass (as amended) <input type="checkbox"/> Hold <input type="checkbox"/> Council Sub. <input type="checkbox"/> Do not pas

DETAILS

POLICY/PROGRAM IMPACT

Motion carried.

Policy or
Program
Change

☐

No

☐

Yes

Operational
Impact
Assessment

(This space for further discussion)

Project Start

Date 12 July 1990

Projected Completion or Occupancy

Date 30 October 1990

Fact Sheet Prepared by

Patricia Biancaniello

Date 30 October 1990

Reviewed by

Date Nov. 13, 1990

Reference or Case Number

BILL NO. G-90-08-12

REPORT OF THE COMMITTEE ON REGULATIONS

JANET G. BRADBURY, CHAIRPERSON
DAVID C. LONG, VICE CHAIRMAN
EDMONDS, SCHMIDT, TALARICO

WE, YOUR COMMITTEE ON _____ REGULATIONS _____ TO WHOM WAS

REFERRED AN (ORDINANCE) (~~RESOLUTION~~) _____ amending the
Thoroughfare Plan of the City Comprehensive ("Master") Plan by
vacating an alley thereof

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(ORDINANCE) (~~RESOLUTION~~) _____

DO PASS

DO NOT PASS

ABSTAIN

NO REC

J. Bradbury
C. J. Edmott
James G. Talarico
David C. Long

DATED: 12-11-90

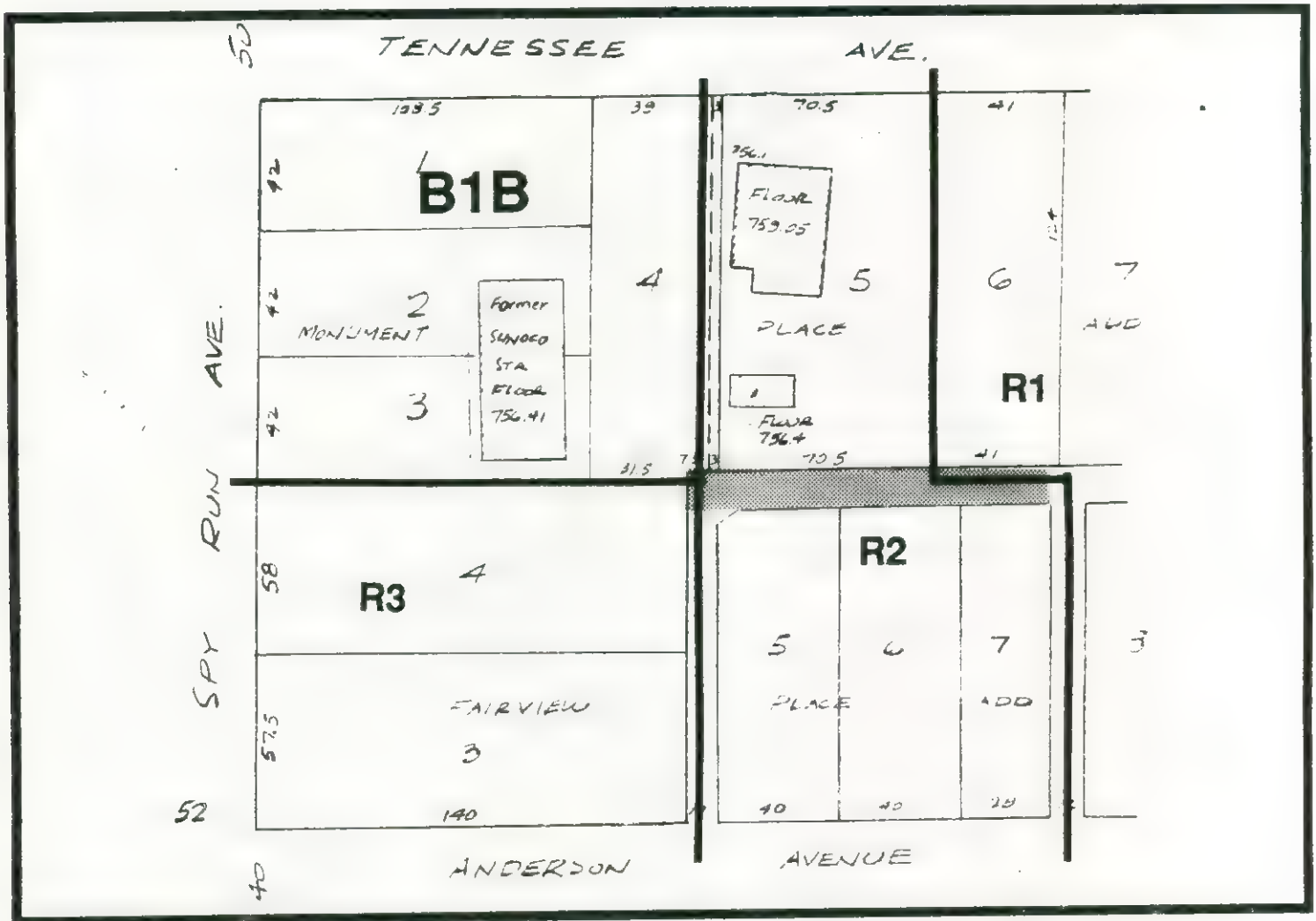
Sandra E. Kennedy
City Clerk

VACATION PETITION #443

A PETITION TO VACATE THE DESCRIBED PORTION OF PUBLIC ALLEY..

MAP NO. N-10

COUNCILMANIC DISTRICT NO. 3



ZONING:

R1 RESIDENTIAL DISTRICT

R2 RESIDENTIAL DISTRICT

R3 RESIDENTIAL DISTRICT

B1B LIMITED BUSINESS "B"

LAND USE:

- ☐ SINGLE FAMILY
- ☐ COMMERCIAL
- ☐ DUPLEX

SCALE: NTS

DATE: 7-24-90



NOTICE OF PUBLIC HEARING
FORT WAYNE COMMON COUNCIL
(BILL NO. G-90-08-12)

Notice is hereby given that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, December 11, 1990, at 7:00 P.M. (EST) in the Common Council Conference Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:

Following is a legal description for a portion of a 12.5 foot wide alley to be vacated. The South 10.5 feet of said alley situated in Fairview Place Addition and the North 2.0 feet of said alley situated in Monument Place Addition, All by metes and bounds described as follows to-wit:

Commence on the North line of Lot 7 in said Fairview Place Addition at a point situated 12.0 feet West of the Northeast corner thereof; thence West along the North line of Lots 7, 6 and 5 and the Westerly projection thereof, a distance of 118.0 feet plat (117.0 feet actual) to the East line of Lot 4 in said Addition; thence North along the East line of said Lot 4 and its projection thereof, a distance of 12.5 feet to the South line of Lot 4 in Monument Place Addition; thence East along the South line of Lots 4, 5 and 6 in said Addition, a distance of 117.0 feet to a point situated 12.0 feet West of the East line of Lot 7 in Fairview Place Addition produced North; thence South a distance of 12.5 feet to the point of beginning.

All interested parties are invited to appear and be heard.

Fort Wayne Common Council

Sandra E. Kennedy
City Clerk



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1208

SANDRA E. KENNEDY, CITY CLERK

November 21, 1990

Ms. Connie Lambert
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Lambert:

Please give the attached full coverage on the date of
November 24, 1990, in both the News Sentinel and Journal
Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. G-90-08-12
Alley Vacation

Please send us 3 copies of the Publisher's Affidavit
from both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy
City Clerk

SEK/ne
ENCL: 1



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1208

SANDRA E. KENNEDY, CITY CLERK

November 20, 1990

Phil Burt, Attorney
1000 Standard Federal Plaza
Fort Wayne, IN 46802

NOTICE OF PUBLIC HEARING ON BILL NO. G-90-08-12

You are hereby notified that the Common Council of Fort Wayne will conduct a public hearing on Tuesday, December 11, 1990, at 7:00 P.M. (EST) in the Common Council Conference Room 128, 1st Floor, City-County Building, One Main Street, Fort Wayne, Indiana, on the following:

A 12.5' X 118' east-west alley north of Anderson Ave.; south of Tennessee Ave. and east of Spy Run Ave.

To allow for construction of a utility building

All interested persons are invited to appear and be heard. Any written material may be submitted to the Common Council prior to the hearing.

Fort Wayne Common Council

Sandra E. Kennedy
City Clerk

Ft. Wayne Common Council
(Governmental Unit)

Allen County, Indiana

To: The Journal-Gazette
P.O. Box 100
Fort Wayne, IN
Dr.

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
-- number of equivalent lines

Head -- number of lines

Body -- number of lines

Tail -- number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

35 lines, 1 columns wide equals 35 equivalent lines
at .33 cents per line

\$ 11.55

Additional charge for notices containing rule or tabular work
(50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

1.00

TOTAL AMOUNT OF CLAIM

\$ 12.55

DATA FOR COMPUTING COST

Width of single column 12.5 ems

Number of insertions 1

Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date: November 24, 19 90

Title: Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana)

) ss:

Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned Nicole Allred who, being duly sworn, says that he/she is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for one time(s), the dates of publication being as follows:

11/24/90

Subscribed and sworn to before me this 24th day of November, 19 90.

Notary Public Whitley County, IN
SHELLEY R. LARUE

My commission expires: March 3, 1994

NOTICE OF PUBLIC HEARING
FORT WAYNE COMMON COUNCIL
(BILL NO. G-90-08-12)
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All interested parties are invited to appear and be heard.
Fort Wayne Common Council
Sandra E. Kennedy
City Clerk

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
-- number of equivalent lines _____

Head -- number of lines _____

Body -- number of lines _____

Tail -- number of lines _____

Total number of lines in notice _____

COMPUTATION OF CHARGES

35 lines, 1 columns wide equals 35 equivalent lines
at .33 cents per line \$ 11.55

Additional charge for notices containing rule or tabular work
(50 percent of above amount) _____

Charge for extra proofs of publication (\$1.00 for each proof in excess of two) 1.00

TOTAL AMOUNT OF CLAIM \$ 12.55

DATA FOR COMPUTING COST

Width of single column 12.5 ems
Number of insertions _____
Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Nicole Allred
Date: November 24, 19 90 Title: Clerk

PUBLISHER'S AFFIDAVIT

NOTICE OF PUBLIC HEARING
FORT WAYNE COMMON COUNCIL
(BILL NO. G-90-08-12)

Notice is hereby given that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, December 11, 1990, at 7:00 P.M. (EST) in the Common Council Conference Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:
Following is a legal description for a portion of a 12.5 foot wide alley to be vacated. The South 10.5 feet of said alley situated in Fairview Place Addition and the North 2.0 feet of said alley situated in Monument Place Addition. All by metes and bounds described as follows to-wit:
Commence on the North line of Lot 7 in said Fairview Place Addition at a point situated 12.0 feet West of the Northeast corner thereof; thence West along the North line of Lots 7, 6 and 5 and the Westerly projection thereof, a distance of 118.0 feet plat (117.0 feet actual) to the East line of Lot 4 in said Addition; thence North along the East line of said Lot 4 and its projection thereof, a distance of 12.5 feet to the South line of Lot 4 in Monument Place Addition; thence East along the South line of Lots 4, 5 and 6 in said Addition, a distance of 117.0 feet to a point situated 12.0 feet West of the East line of Lot 7 in Fairview Place Addition produced North; thence South a distance of 12.5 feet to the point beginning.
All interested parties are invited to appear and be heard.

Fort Wayne Common Council
Sandra E. Kennedy
City Clerk

1-24

I, Nicole Allred (State of Indiana)
() ss:
Allen County)
Personally appeared before me, a notary public in and for said county and state, the undersigned Nicole Allred who, being duly sworn, says that he/
she is Clerk of the The News-Sentinel newspaper of general
circulation printed and published in the English language in the (city) (town) of
Fort Wayne, IN in state and county aforesaid, and that the printed matter
attached hereto is a true copy, which was duly published in said paper for
ne 1/24/90 time (s) , the dates of publication being as follows:

Nicole Allred
Subscribed and sworn to before me this 24th day of November, 19 90
SHELLEY R. LARUE
Notary Public Whitley County, IN
SHELLEY R. LARUE
My commission expires: March 3, 1994